

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SEALED

Michael J. Miceli, Esq.
Nevada bar No. 10151
PITARO & FUMO, CHTD.
601 Las Vegas Boulevard, South
Las Vegas, Nevada 89101
(702) 474-7554 Fax (702) 474-4210
Email: michaeljmiceli@gmail.com; kristine.fumolaw@gmail.com
Attorney for Defendant – DANIELLE PARTINGTON

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
SEP - 1 2021	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
BY:	DEPUTY

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
* * *

UNITED STATES OF AMERICA,) 2:21-MJ-00687-EJY
)
)
Plaintiff,)
)
v.)
)
DANIELLE PARTINGTON,)
)
Defendant.)

STIPULATION AND ORDER TO CONTINUE PRELIMINARY EXAMINATION

IT IS HEREBY STIPULATED AND AGREED by and between MICHAEL J. MICELI, ESQ., Counsel for Defendant DANIELLE PARTINGTON and PETER S. LEVITT, Assistant United States Attorney, that Preliminary Examination currently scheduled for September 8, 2021 at 4:00 p.m., be vacated and reset to a date and time convenient to the court but no earlier than thirty (30) days.

This Stipulation is entered into for the following reasons:

1. Counsel has spoken to Defendant and she has no objection to the request for continuance.
2. Defendant is currently out on pretrial release.

1 3. Counsel for defendant has spoken to AUSA and he has no objection to the
2 continuance.

3 4. Counsel needs additional time to adequately review the case.

4 5. Denial of this request for continuance could result in a miscarriage justice.

5 6. For all the above-stated reasons, the ends of justice would best be served by a
6 continuance of the Preliminary Examination until a date and time convenient to the
7 court.
8

9 This is the first request for continuance filed herein.

10 DATED: August 31, 2021
11
12

13 /s/ Michael J Micelli, Esq..
14 MICHAEL J. MICELI, ESQ.
15 601 Las Vegas Boulevard, South
16 Las Vegas, Nevada 89101
17 ATTORNEY FOR THE DEFENDANT
18 DANIELLE PARTINGTON
19
20
21
22
23
24
25
26
27
28

/s/ Peter S. Levitt, Esq.
PETER S. LEVITT
ASSISTANT UNITED STATES ATTORNEY
500 LAS VEGAS BOULEVARD SOUTH. #1200
LAS VEGAS, NEVADA 89101
ATTORNEY FOR UNITED STATES OF
AMERICA

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) 2:21-MJ-00687-EJY
)
)
Plaintiff,)
)
v.)
)
DANIELLE PARTINGTON,)
)
Defendant.)

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

This Stipulation is entered into for the following reasons:

1. Counsel has spoken to Defendant and she has no objection to the request for continuance.
2. Defendant is currently out on pretrial release.
3. Counsel for defendant has spoken to AUSA and he has no objection to the continuance.
4. Counsel needs additional time to adequately review the case.
5. Denial of this request for continuance could result in a miscarriage justice.
6. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Preliminary Examination until a date and time convenient to the court.

This is the first request for continuance filed herein.

CONCLUSIONS OF LAW

Denial of this request for continuance would deny the parties herein the opportunity to effectively and thoroughly prepare for Preliminary Examination.

Additionally, denial of this request for continuance could result in a miscarriage of justice.

ORDER

IT IS HEREBY ORDERED that the Preliminary Examination currently scheduled for September 8, 2021, at 4:00 p.m., be continued to the 8th day of October, **2021** at 4:00 p.m., in courtroom 3C.

DATED this 7th day of September, 2021.


U.S. MAGISTRATE JUDGE